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# SENATE BILL No. 311

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-2-5-7.

**Synopsis:** Criminal history information. Provides that a law enforcement agency may release criminal history information and collect a fee for the release of criminal history information only if the law enforcement agency has properly reported felony and Class A misdemeanor arrests to the state police.

**Effective:** July 1, 2003.

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**Bray**

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January 15, 2003, read first time and referred to Committee on Criminal, Civil and Public Policy.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## SENATE BILL No. 311

A BILL FOR AN ACT to amend the Indiana Code concerning state police, civil defense and military affairs.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 5-2-5-7, AS AMENDED BY P.L.116-2002,  
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2003]: Sec. 7. (a) Except as provided in subsection (c), on  
4 request for release or inspection of a limited criminal history, law  
5 enforcement agencies may, **if the agency has complied with the**  
6 **reporting requirements in section 2 of this chapter**, and the  
7 department shall do the following:

8 (1) Require a form, provided by them, to be completed. This form  
9 shall be maintained for a period of two (2) years and shall be  
10 available to the record subject upon request.

11 (2) Collect a three dollar (\$3) fee to defray the cost of processing  
12 a request for inspection.

13 (3) Collect a seven dollar (\$7) fee to defray the cost of processing  
14 a request for release. However, law enforcement agencies and the  
15 department may not charge the fee for requests received from the  
16 parent locator service of the child support bureau of the division  
17 of family and children.



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- 1 (b) Law enforcement agencies and the department shall edit  
2 information so that the only information released or inspected is  
3 information which:  
4 (1) has been requested; and  
5 (2) is limited criminal history information.  
6 (c) The fee required under subsection (a) shall be waived if the  
7 request relates to the sex and violent offender directory under IC 5-2-6  
8 or concerns a person required to register as a sex and violent offender  
9 under IC 5-2-12.

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